

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>Application No.</b>	10/034,621	<b>Filing Date</b>	December 21, 2001
<b>Inventor(s)</b>	Walter Callen, et. al.		
<b>Title</b>	Polymerase-encoding nucleic acids and methods of making and using them		
<b>Examiner</b>	Richard G. Hutson	<b>Group Art Unit</b>	1652
<b>Customer No.</b>	29062	<b>Confirmation No.</b>	9848

Mail Stop ISSUE FEE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS**

Dear Examiner:

Applicant hereby notifies the Patent and Trademark Office that it is not entitled to status as a small entity and the claim for small entity status filed by Applicant is hereby withdrawn. The following table is a listing of fees that were paid in good faith at the small entity rate during prosecution of this application. Also listed are the current non-small entity fee and the amount of deficiency owed in accordance with 37 C.F.R. § 1.28(c).

Fee Type	Receipt Date	LE Fee Code	Amount Paid	Current Non-SE Fee	Deficiency Owed
Basic Filing Fee	May 20, 2002	1001	370	850	480
Search Fee		1111	0	540	540
Examination Fee		1311	0	220	220
Claims – 3 extra independent	May 20, 2002	1201	126	660	534
19 Excess Claims - Over 20	May 20, 2002	1202	171	988	817
Multiple dependent claim	May 20, 2002	1203	140	390	250
Surcharge fee for late filing of declaration	May 20, 2002	1051	65	130	65
1 month extension of time	June 4, 2003	1251	55	130	75
1 Excess Claims - Over 20	June 4, 2003	1202	9	52	43
2 month extension of time	January 27, 2004	1252	210	490	280
Statutory Disclaimer	January 27, 2004	1814	55	140	90
1 month extension of time	August 25, 2004	1251	55	130	75
Request for Continued Examination	August 25, 2004	1801	385	810	425
Claims – 4 extra independent	September 21, 2004	1201	172	880	708
10 Excess Claims - Over 20	September 21,	1202	90	520	430

Fee Type	Receipt Date	LE Fee Code	Amount Paid	Current Non-SE Fee	Deficiency Owed
	2004				
1 month extension of time	April 5, 2005	1251	60	130	70
2 Excess claims – over 20	April 5, 2005	1202	50	104	52
Notice of Appeal	October 17, 2005	1401	250	540	290
1 month extension of time	October 17, 2005	1251	60	130	70
2 month extension of time	January 31, 2006	1252	225	490	265
5 month extension of time (\$1080) – 2 Month extension of time (\$225) = 855	April 26, 2006	1255	855	2,350	1,495
Request for continued examination	May 15, 2006	1801	395	810	415
3 month extension of time	June 14, 2007	1253	510	1,110	600
Request for Continued Examination	July 2, 2007	1801	395	810	415
Notice of Appeal	July 5, 2007	1401	250	540	290
Notice of Appeal	March 26, 2009	1401	540	540	0
Request for Continued Examination	May 26, 2009	1801	810	810	0
Statutory disclaimer	November 4, 2009	1814	140	140	0
<b>Totals:</b>			6,443	15,434	8,994

The Commissioner is hereby authorized to charge the total deficiency owed to Deposit Account 50-0661, referencing docket no. **D1350-6US**. In the event the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extension of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 50-0661, referencing docket no. **D1530-6US**.

Dated: June 15, 2010

Respectfully submitted,

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